

Transportation Cart Orientation





Basics

- Let's clear up some misunderstandings
 - You are a Commercial motor vehicle!!
 - Referred to as a transportation cart in Scottsdale.
 - You are NOT a motorcycle
 - You are NOT a golf cart...golf carts are on golf courses or in Sun City.
 - You are NOT a recreational vehicle.
 - Your registration is only the classification of a recreational vehicle. Under ADOT you are a commercial motor vehicle and must behave like one. A.R.S. § 28-5201 (1.)(e.)



Basics

- As a Commercial motor vehicle you must...
 - Obey all traffic laws as a car would.
 - Just because you are small does not exempt you from obeying traffic laws.
 - **If a car can't do it, than neither can you.**
 - Be aware...If you chose to drive on roads with speeds over 35MPH and cannot maintain the proper speed limit you CAN be given a citation.
 - You must have the proper equipment a car would.
 - Seatbelts, front window, brake lights, proper tires, headlights...
 - You must have a valid DL.



ADOT

- What is New
- ADOT is now regulating transportation carts which carry passengers for money (a livery vehicle or vehicle for hire) A.R.S. 28-101.
 - **That is you!**
 - Even if you “just work for tips” you are now a livery vehicle per the State of Arizona.
 - What does that mean to you...



ADOT

- You are now governed by stricter licensing and safety standards as you carry passengers.
- **You must register your cart(s) with ADOT's Vehicle For Hire Unit at:**
<https://azdot.gov/mvd/professional-services/vehicle-for-hire-licensing>



ADOT

- You must now have the ADOT Vehicle For Hire permit.
- A.R.S § 28-9503 (E.)
 - The department shall revoke a permit if vehicle for hire company fails to maintain the requirements for either of the following:
 - 1. Motor vehicle licensing as prescribed by the department.
 - 2. Motor vehicle insurance as prescribed by section 28-4033.
- A.R.S. § 28-9503 (F.)
 - A vehicle for hire shall have a copy of the permit issued to the vehicle for hire company under this chapter inside the vehicle at all times.



ADOT

- **License Plate:** The vehicle must have an ADOT/MVD-approved license plate. A vehicle that transports passengers for hire and that has a design capacity for 8 or more persons requires a commercial license plate (A.R.S. § 28-5201(1)(e)).
- **Insurance and Registration:** Current and correct insurance documents and vehicle registration **must be carried in the vehicle at all times** (A.R.S. § 28-4039).



ADOT

- **Insurance**
- After the taxi, livery vehicle or limousine driver has accepted a ride request through any communication and during the time in which the taxi, livery vehicle or limousine driver is providing passenger transportation, the taxi, livery vehicle or limousine driver or the taxi, livery vehicle or limousine company shall maintain the following insurance coverage:
 - Primary commercial motor vehicle liability insurance in a minimum amount of \$250,000 per incident, and
 - Commercial uninsured motorist coverage in a minimum amount of \$250,000 per incident
 - Each cart must have its own insurance policy.



ADOT

- You must have the correct fare signage in your cart.
 - **Inside/Interior Signage:**
 - The complete permittee's name (business name), driver's name and business address
 - Accurate representation of all fares and fare computation method must be displayed on either an interior sign that is readily visible in a print or electronic format. (A.R.S. § 28-9506 (A) (1,2,3,4).
 - Fares cannot say "minimum" what is a minimum. Must say person, per rider (for all) or for a set distance.
 - In letters at least one-half inch in height.
 - Violations of the above ARS are Class Two Misdemeanors and can be charged in Superior Court.
 - This sign can be no bigger than 7x7 inches on the passenger side and no bigger than 4x4 on the driver's side. Must not obstruct the driver's view. (ARS 28-959.01 citation)



Enforcement

- If you are found operating a transportation cart in Scottsdale as a livery vehicle without the ADOT Vehicle For Hire permit to operate as a livery vehicle you (the owner) will be charged with A.R.S. § 28-9521(B) **M2**, along with any insurance violation ARS 28-4036.1 **M3** and 28-4036.2 **M1** (if involved in an accident) and your cart impounded.



Enforcement

Any other violation of the State Livery law is subject to a Civil Penalty imposed by the Director, which we will forward.

Seatbelts, obstructing the roadway, illegal parking, illegal U-turns, equipment violations (illegal light colors)...are all available online (ARS Title 28) or in any MVD booklet.

“I didn’t know” is not a legal defense.



Enforcement

- Children not being seat belted in.
 - If you don't have seatbelts DO NOT pickup families with children. No children on laps...ever.
 - All passengers under the age of 16 are required to be properly restrained in any/all vehicles. If the child is not restrained, yes the driver can be cited. 28-907. A and .B govern child requirements. 28-909 .B1 and B2 discuss the driver failing to require passengers under 16 to wear shoulder and/or lap belts.
- ARS 28-907 (A) and (B)

A person shall not operate a motor vehicle on the highways in this state when transporting a child who is under five years of age unless that child is properly secured in a child restraint system. Each passenger who is at least five years of age, who is under eight years of age and who is not more than four feet nine inches tall is to be restrained in a child restraint system.
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- ARS 28-907 (D)

If you are stopped and it is determined by the police officer that there is a child under eight years of age and 4'9" or shorter in the vehicle that is not properly restrained, the officer will issue a citation.
- 1. "Child restraint system" means an add-on child restraint system, a built-in child restraint system, a factory-installed built-in child restraint system, a rear-facing child restraint system or a booster seat as defined in 49 Code of Federal Regulations section 571.213.



Transportation Safety Zone

Additional Drop Off Areas

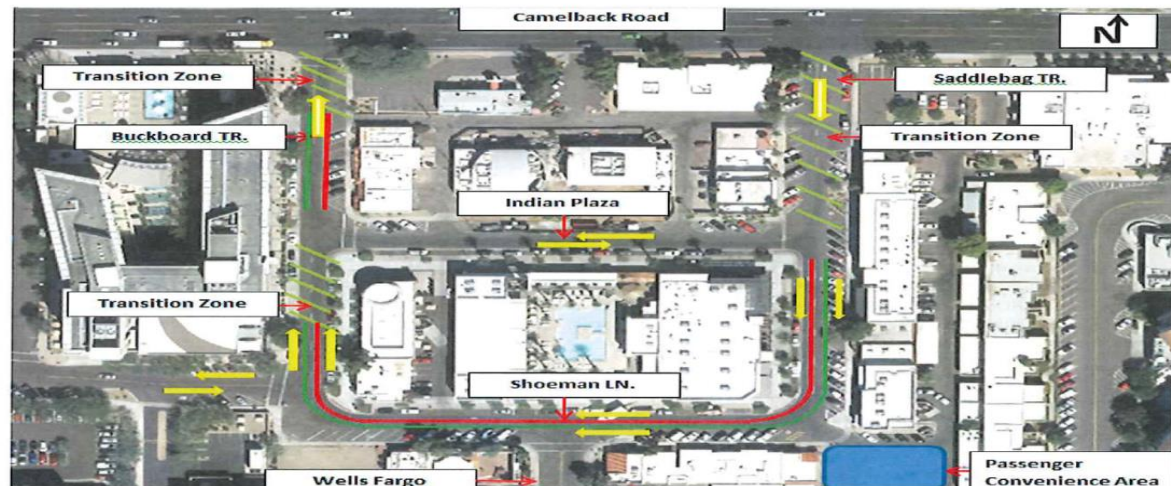
Designated areas directly in front of El Hefe and International (INTL) nightclubs may also be used to drop off or pick up passengers as needed; however, no standing or long term parking is allowed in these areas.

Q: Can I be cited for violating the restrictions described above when the Transportation Safety Zone is in effect?

Yes. Except as otherwise specified, a first violation is a civil offense and shall be punished by a fine of not less than fifty dollars (\$50) or more than three hundred dollars (\$300) per violation. A second or subsequent violation within one year of conviction of a first violation is a class two misdemeanor and shall be punished, in addition to any other penalties authorized by law, by a fine of not less than two hundred dollars (\$200) per violation.

Q: Who can I contact if I have additional questions about the Transportation Safety Zone?

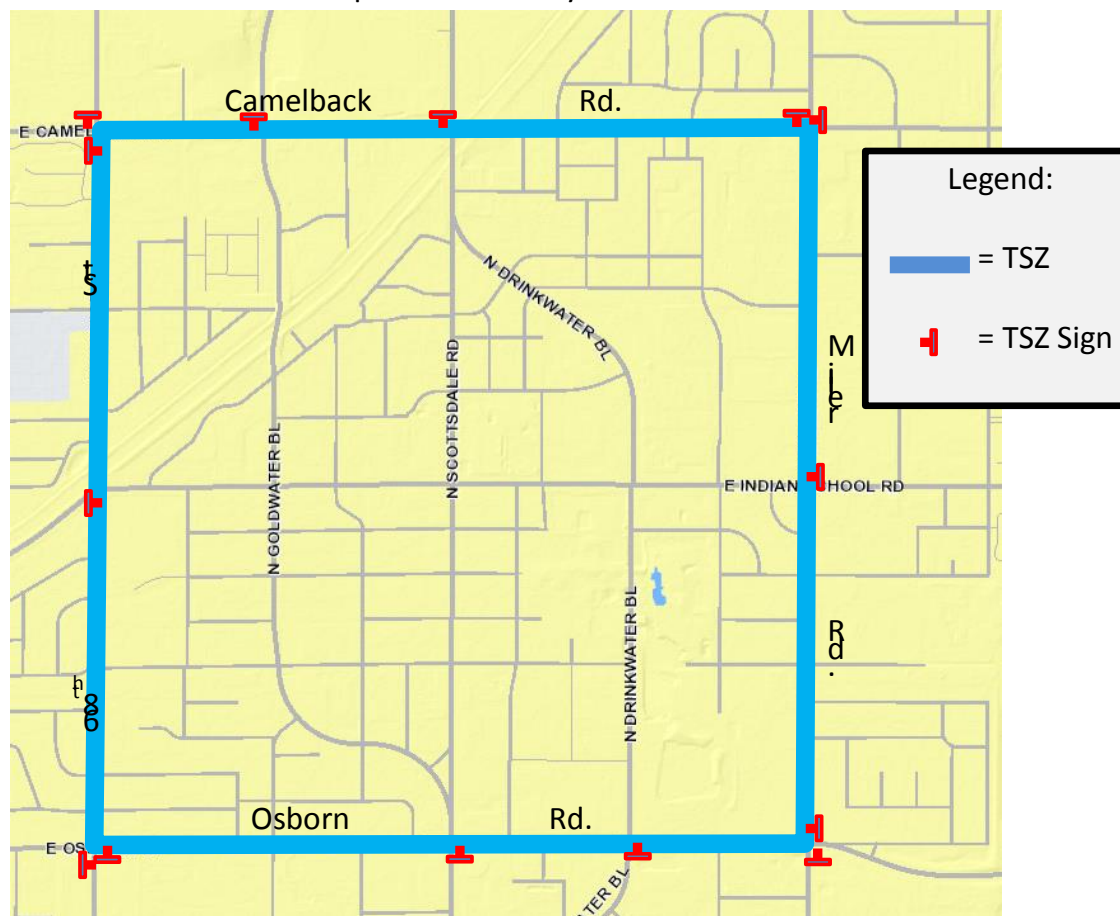
Contact the Scottsdale Police Department at ebolles@scottsdaleaz.gov





TSZ Map

Transportation Safety Zone





TSZ Rules

- There are two laws (ordinances) written specific to transportation carts in the Transportation Safety Zone: **M1**
- **SRC 17-405b.1-** no transportation cart may carry more passengers than there are seats available within a passenger cart in the TSZ.
- **This means only the amount of passengers designed for the seat. NOT if part of a butt is touching you are good. All parts and people must be inside the linear square of the cart.**
- **SRC 17-405b.2-** operating a transportation cart with reckless disregard for the safety of persons or property within the TSZ.



Licensing

Local advertising on your cart (Sec 405 (a)).

- The carts are being driven around Scottsdale so it is taxable to Scottsdale *regardless of where your company is located.*

Tours (tours are taxable to the COS).

(Charge) S.R.C. Appendix C, Section 350;
advertising a local business w/o a TPT

You need a **Transaction Privilege Tax license (TPT)** through the Arizona Department of Revenue listing the City of Scottsdale as a region code for these taxable activity. (See Scottsdale Model City Tax code)



Licensing (Continued)

You will need a **Business Registration license** if your business is located in the City of Scottsdale – Regardless of activity. (See Business Registration code)

- You are only accepting tips– The TPT license through the State is **not** required.

You need all State ADOT licenses required for this activity.



Licensing (out of Scottsdale)

- If you are based out of another city, check with that city to see if your business is required to hold a license with them.
- Check with any other cities where you are providing this service to make sure you are in compliance with their ordinances.



Baseball Operations

- All transportation cart / taxi cab pick-up and drop-off should be conducted **in the inside lane of Drinkwater (by the Stadium) between Osborn and the parking garage entrance**. A pick up and drop off lane will be created for transportation vehicles to use. This is NOT a sitting lane, but a pick up and drop off lane.
- Transportation carts and pedicabs are NOT allowed to stage along Osborn Road in the bike lanes or sidewalks (SRC 17-345.11) outside of the Giants parking lot. This would include the area from Drinkwater east to the 75th Street crosswalk.
- **A temporary no U-Turn sign will be placed at Drinkwater and Osborn** to help stop the constant circling and congestion of the transportation vehicles along Drinkwater. The sign will prohibit S/B to N/B U-Turns on Drinkwater at Osborn. Transportation carts may use 4th Street to cross Drinkwater to the appropriate drop-off /pick-up area.



Baseball Operations

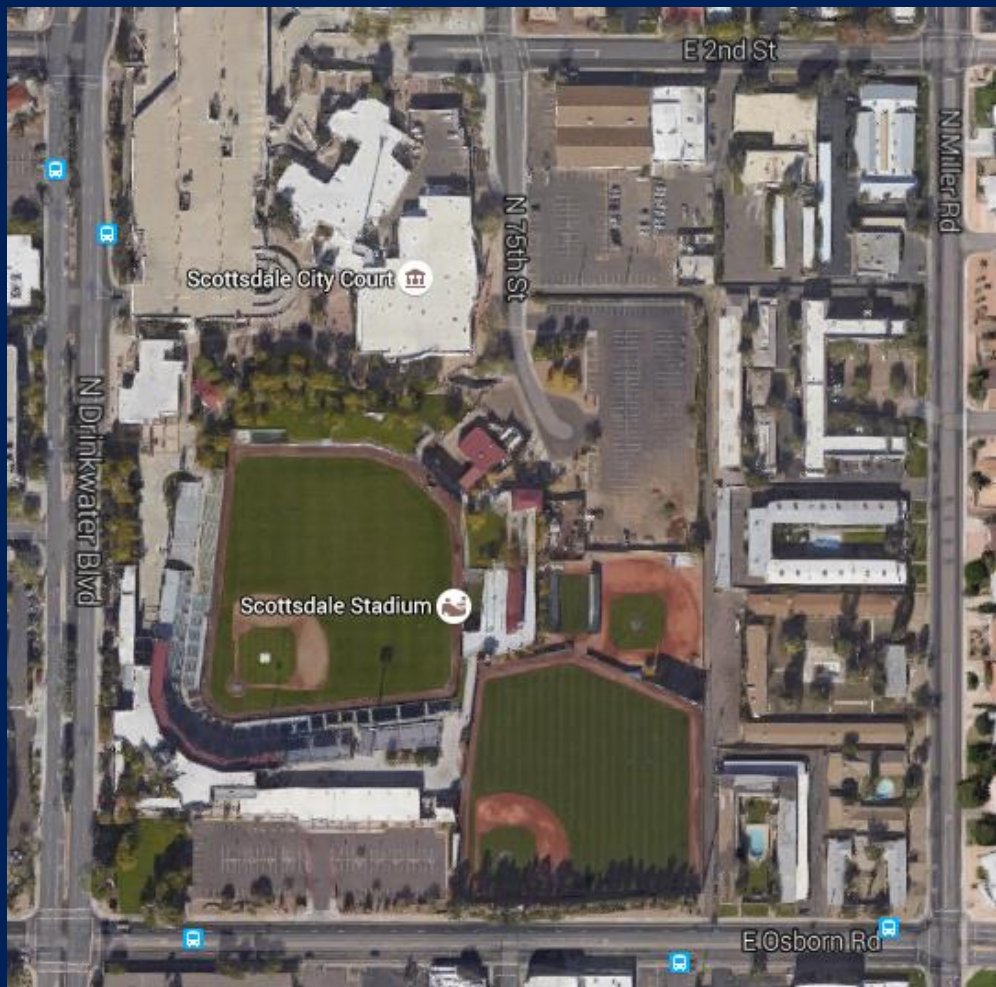
You may pick up and drop off on 75th Street by Gate A, but may NOT stage here.

4th Street from Drinkwater is **Private Property of the Hospital**. They allow us and you to use this area for drop off and short cuts.

Please DO NOT abuse this courtesy from them and lose it.



Baseball Operations





Complaints

Lacking proper equipment.

Not obeying traffic laws.

Parking wherever you wish (not legally).

Lights other than amber or white on your carts.

Loud music in residential areas after 10:00PM
or after bar hours 0200 in the Downtown.

Fare disputes or not clearly explaining or
posting fares.

Not having proper documents (licenses).



Contacts

- Ofc. Eric Bolles
ebolles@scottsdaleaz.gov
- Ofc. Christian Bailey
chbailey@scottsdale.gov
- License Inspector Jeannine Christian
jchristian@scottsdaleaz.gov
- ADOT/MVD – Vehicle For Hire Unit
vehiclelicense@azdot.gov



Thank you

- Be safe
- Obey the laws
- Be good neighbors and partners with the City.